

JOHN F. COOK
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
J. ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
PRESI ORTEGA, JR., DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

**AGENDA FOR
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS
TUESDAY, AUGUST 2, 2005
9:00 A.M.**

AND

**SPECIAL COUNCIL MEETING/COUNCIL WORK SESSION
COUNCIL/STAFF QUESTION AND ANSWER SESSION
10TH FLOOR, CONFERENCE ROOM
MONDAY, AUGUST 1, 2005
4:00 P.M.**

ROLL CALL

Invocation – Reverend Lisle H. Davis
Pledge of Allegiance

MAYOR'S PROCLAMATION

NATIONAL NIGHT OUT DAY

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/city_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA**1. APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for the Regular City Council Meeting of July 26, 2005 and Minutes for the Special City Council Meetings of July 25, 2005 (Agenda Review).

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

Representative Presi Ortega, Jr.

3. RESOLUTIONS:

3A. That the City Manager be authorized to exercise the City's option to extend the Professional Services Agreement by and between the City of El Paso and Larson, Dodd, Stewart & Myrick, LLC and to sign an Extension Agreement.

(All Districts) [City Attorney's Office, Sylvia Borunda Firth, (915) 780-4779/(915) 541-4550]

3B. That, in accordance with the provisions of Section 2 of the Ordinance No. 15987, dated January 18, 2005, the Mayor be authorized to approve the Bylaws and the accompanying Rules of Order adopted by the Workforce Retraining Advisory Committee at its meeting of July 7, 2005, as "rules and regulations for the government of its proceedings as may be deemed proper."

[Economic Development, David G. Dobson, (915) 541-4674]

3C. That the City Manager be authorized to sign a Contract between the CITY OF EL PASO and STEVE COLEMAN, to assist the Metropolitan Planning Organization as a Transportation Special Projects Planner, at a biweekly rate of \$1,240.00, for up to 20 hours per week. The term of the contract shall be for the period of August 3, 2005 through August 2, 2007.

Fund Source: G780503-05024-501011-68000-68150009

[Metropolitan Planning Organization, Roy Gilyard, (915) 591-9735, ext. 13]

3D. Resolution to adopt the restated City of El Paso Employee Health Benefit Program Plan Document effective September 1, 2005.

[Office of Management and Budget, David Almonte, (915) 541-4011]

3E. That the Mayor be authorized to execute an Inter-Governmental Agreement between the City of El Paso and the Ysleta Independent School District establishing a reciprocal facility use between the two entities that will enhance the quality of recreational programs and services available to the citizens of El Paso. Said Agreement is for an initial five-year term with renewal options.

[Parks and Recreation, Norman Merrifield, (915) 541-4331]

3F. Placing a lien on the following properties (legal description on file with the City Clerk) and in the following amounts for work performed by the City pursuant to Chapter 9.04 (Solid Waste Management).

[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

5300 Block of Chromite (District 1)	\$129.90	E. Peinado & Development Company
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1300 Block of North Resler (District 1)	\$ 64.95	Southwestern Bell Telephone
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5965 Sixta Drive (District 1)	\$584.55	Gary Penn
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5557 Peinado (District 2)	\$560.19	Stella Oster c/o I.H. Wolfe
4809 Debeers (District 4)	\$146.14	Gabriel Rivera
5328 Mickey Mantle (District 4)	\$ 70.36	David W. and Peggy J. Oxford
10700 Coral Sands (District 4)	\$443.83	Joel T. Silva
11336 Menlo (District 5)	\$129.90	Antonio and Corina O. Chavez
11340 Menlo (District 5)	\$184.03	Gilberto and Martha I. Martinez
3580 Chime Tower (District 6)	\$205.68	Veterans Administration c/o Department of Veterans Affairs
11800 Blk of Vista Del Sol (District 6)	\$784.81	Iglesia De Cristo
10104 Chinaberry Drive (District 7)	\$219.34	Melba C. Taylor
8377 Roseway (District 7)	\$920.13	Aurora Ramirez
1725 Arizona (District 8)	\$481.71	Joseph S. Abraham, Jr.
612 Florence (District 8)	\$276.04	Harann Investments, Inc.
3505 Wyoming (District 8)	\$530.43	Martin Sweed

4. STAFFING TABLE CHANGES:

4A. Building & Planning Services

Add	1.00	Secretary III	GS 19
Delete	1.00	Secretary II	GS 16

Fund Source: 14010703-01101-14703
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

4B. Fire

Add	1.00	Planner III	PM 80
Delete	1.00	Planner II	PM 76

Fund Source: 22010330-01101-22000
[Fire Department, Chief Roberto Rivera, (915) 771-1000]

5. Request from Angel De La Cruz of the Street Department for Special Sick Leave. [Street Department, Daryl W. Cole, (915) 621-6750]

6. BOARD RE-APPOINTMENT:

Enriqueta Natividad to the City Accessibility Advisory Committee by Representative Steve Ortega, District 7. [Representative Steve Ortega, (915) 541-4124]

7. BOARD APPOINTMENT:

Barbara R. Esparza to the Community Development Steering Committee by Representative Susie Byrd, District 2. [Representative Susie Byrd, (915) 541-4416]

8. APPLICATIONS FOR TAX REFUND: [Tax Office, Juan Sandoval, (915) 541-4369]

That the tax refunds listed on the attachment posted with this agenda be approved.
(See attachment)

9. DISCRETIONARY FUNDS:

Request authorization to allocate the use of District #4 Discretionary Funds in the amount of \$1,000.00 to assist the Northeast Regional Command Center for Pride Day activities planned for October, 2005. [Representative Melina Castro, (915) 541-4400]
(Dept ID #01010004; Account #504420; Fund #01101; Class #01001)

10. CHANGE ORDERS: [Purchasing Department, Byron Johnson, (915) 541-4308]

10A. Approve Change Order No. One (Construction Change) to Salazar Drilling Company for Contract No. 2005-097, EPIA – Lone Star Golf Course Well project for a decreased amount of \$92,822.00. This Change Order will increase contract time by 30 days. It is requested that the City Manager and City staff be authorized to execute budget transfers for this change order, as necessary.

The purpose of this Change Order is to reduce the City's contract with Salazar Drilling Company (Contract No. 2005-097) by \$92,882.00. Low levels of ground water and the poor quality of water encountered did not comply with the minimum requirements for irrigation. As a result the well was abandoned. This change order also increases contract time by 30 days. This was an emergency project and the original contract time period of 40 days was not adequate to perform the work.

10B. Approve Change Order No. One (Construction Change) to J.A.R. Concrete Inc., for Contract No. 2005-124, Alabama Street and Drainage Improvements project, for an increased amount of \$100,582.00. This Change Order will increase contract time by 10 days. It is requested that the City Manager and City staff be authorized to execute budget transfers for this change order, as necessary.

The purpose of this Change Order is to increase the City's contract with J.A.R. Concrete Inc., (Contract No. 2005-124) by \$100,582.00. Installation of the proposed traffic conduits and junction boxes, while Alabama Street is already under construction, will avoid damage to the new pavement in the future.

11. BEST VALUE PROCUREMENT: [Purchasing Department, Ray Heredia, (915) 541-4316]

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

11A. Solicitation No.: 2005-199 Temporary Personnel
Award to: Advance'd Temporaries, Inc.
El Paso, TX
Item (s): #1 - 7
Amount: \$55,252.50 (estimated yearly)

Department: Human Resources
Funds available: 09010027-01101-502001 and Various Others
Funding source: Human Resources Administration,
Operating Account, Temporary Services and
Various Others
Total award: \$165,757.50 (estimated)
District (s): All

Human Resources and Purchasing recommend awards as indicated, Advance'd Temporaries, Inc. is the lowest bid that provides and meets the Best Value Criteria and its specifications.

This is a thirty-six [36] month contract with the option to renew contract one (1) additional year. Additionally, Advance'd Temporaries, Inc. offers a 1% 20 days Prompt Payment Discount.

11B. Solicitation No.: 2005-203 Temporary Personnel Backup Service for Various
City Departments
Award to: RMPersonnel, Inc.
El Paso, TX
Item (s): #1 - 2
Amount: \$21,762.00 (estimated yearly)

Department: Human Resources
Funds available: 09010027-01101-502001 and Various Others
Funding source: Human Resources Administration,
Operating Account, Temporary Services and
Various Others
Total award: \$65,286.00 (estimated)
District (s): All

Human Resources and Purchasing recommend awards as indicated, RMPersonnel, Inc., is the bid that provides and meets the Best Value Criteria and its specifications.

This is a thirty-six [36] month contract with no option to renew contract. Additionally, RMPersonnel, Inc. offers a 1% 10 days Prompt Payment Discount.

11C. Solicitation No.: 2005-220 Installation of Hardware Components in Police
Vehicles
Award to: R.T.C., Inc.
El Paso, TX
Item (s): All
Amount: \$71,885.00 (estimated)

Department: Police
 Funds available: 04200401-29209-508006 Project PMB0005009
 Funding source: Capital Acquisition, Public Safety,
 Vehicular Equipment
 Total award: \$71,885.00 (estimated)
District (s): All

Police and Purchasing recommend award as indicated, R.T.C., Inc. is the only authorized local Motorola Service Station. R.T.C., Inc. is the only bidder meeting all aspects of this Best Value Procurement. This is a one-year contract.

12. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]

12A. BT2005-1397 AIRPORT

Transfer of funds to cover the acquisition and installation of two surface mounted vehicle lifts.

Increase	\$6,328	to	62620020/P50000441022/508003	BldgImprvmnt
Increase	\$6,328	to	62620020/P50000441022/407001	IntrfndTrnsfrln
Increase	\$6,328	to	62620018/P50000241021/407002	EstRevenue
Increase	\$6,328	to	62620018/P50000241021/507001	IntrfndTrnsOut

12B. BT2005-1398 AIRPORT

Transfer of funds to cover the cost of herbicide and dust control along Global Reach Drive for the rest of the year based on current year use.

Increase	\$3,000	to	62620039/40101/503113	LandMaintSup
Increase	\$3,000	to	62620039/40101/407001	IntrfndTrnsfrln
Increase	\$3,000	to	62620018/P50000241021/407002	EstRevenue
Increase	\$3,000	to	62620018/P50000241021/507001	IntrfndTrnsOut

12C. BT2005-1402 OMB/IT

OMB & IT propose to appropriate \$180,000 to an E-Verge project to fund consultant fees for the remainder of the contractual obligation to install PeopleSoft Modules, Asset Management and Budget Module along with the HR Upgrade. Technology usage of these funds is the remaining non-specific authorized utilization. Funding source is Series 2001A CO's. **(All Districts)**

Decrease	\$180,000	from	31250204/PPW020460504/508000	Land
Increase	\$180,000	to	31250204/PPW020460504/507001	IntrfndTrnsOut
Increase	\$180,000	to	31250204/PPW020660506/407001	IntrfndTrnsfrln
Increase	\$180,000	to	31250204/PPW020660506/508028	ProjectConsult

12D. BT2005-1410 AIRPORT

Transfer of funds to cover the cost of an air conditioner compressor for the ARFF Station to replace a defective unit.

Increase	\$3,000	to	62620010/40101/503200	Bldg/FacMaint
Increase	\$3,000	to	62620010/40101/407001	IntrfndTrnsfrln
Increase	\$3,000	to	62620018/P50000241021/407002	EstRevenue
Increase	\$3,000	to	62620018/P50000241021/507001	IntrfndTrnsOut

13. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

- 13A.** Irvin High School to hold a homecoming parade on August 13, 2005 from 6:00 p.m. to 7:30 p.m. Route: Start at Irvin High School North parking lot on Sanders to Roanoke, turn right on Roanoke to Joe Herrera, turn right on Joe Herrera to Raymond Telles, turn right on Raymond Telles to Wren, turn left on Wren to Shoppers, turn right on Shoppers to Sanders, turn right on Sanders and finish at the double gate entering the football stadium. Approximately 250 persons, 50 vehicles will take part and 1,000 spectators are anticipated.
 PERMIT # 05-090 [Allen M. Wright] **(District 4)**
 NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 5 OFFICERS AND 5 VEHICLES. ESTIMATED COST TO CITY: \$350.00; ESTIMATED COST TO APPLICANT: \$150.00. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.
- 13B.** Neighborhood Watch to block off Bell Tower between Sunset Rose and Angel Face, and block off Angel Face between 3501 and 3505 on August 2, 2005 from 7:00 p.m. to 10:00 p.m. for a National Night Out block party. Approximately 300 persons will take part and 300 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". This request includes permission to use amplification (2 speakers, 2 amplifiers and 2 microphones). PERMIT # 05-094 [Laura Aros] **(District 5)**
 NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

REGULAR AGENDA

14. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

**Public comment typically is not taken during the introduction of ordinances.
 Public comments are invited at the date of the scheduled public hearing.**

- 14A.** An Ordinance changing the zoning of the North 138.00 feet of Lot 9 and the West half of Lot 10, Block 7, North Loop Gardens Unit 1, El Paso, El Paso County, Texas from A-2 (Apartment) to C-4 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Eduardo and Adriana Barboza. Location: 510 East Road. ZON05-00029 **(District 7)**
NOTE: THIS IS AN APPEAL CASE.
 [Planning, Research and Development, Christina Valles, (915) 541-4930]
- 14B.** An Ordinance changing the zoning of a portion of Lot 2, Block 46, Sun Ridge Subdivision Unit 12, El Paso, El Paso County, Texas from A-O/SC (Apartment-Office/Special Contract) to C-2/SC (Commercial/Special Contract). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Three Amigos Investments. Location: 2100 Block of N. Zaragoza. ZON05-00047 **(District 6)**
 [Planning, Research and Development, Christina Valles, (915) 541-4930]
- 14C.** An Ordinance changing the zoning of Tract 16-P-1-A, Block 36, Ysleta Grant, El Paso, El Paso County, Texas from R-4 (Residential) to A-O (Apartment-Office). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Christy & Esteban Armendariz. Location: 8553 Alameda. ZON05-00050 **(District 7)**
 [Planning, Research and Development, Christina Valles, (915) 541-4930]

- 14D.** An Ordinance changing the zoning of Lot 10, Block 23, Cooperstown Subdivision Unit 2, El Paso, El Paso County, Texas from A-O/SC (Apartment-Office/Special Contract) to C-1/SC/C (Commercial/special contract/conditions). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: David Scepanski. Location: 5270 Sean Haggerty. ZON05-00051 **(District 4)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]
- 14E.** An Ordinance changing the zoning of Lots 1, 2 and 3, Block 1, Duenas Subdivision, El Paso, El Paso County, Texas from R-4 (Residential) to R-5 (Residential). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Joaquin Santoyo. Location: 5301, 5305 and 5309 Thorn Avenue. ZON05-00054 **(District 1)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]
- 14F.** An Ordinance changing the zoning of Tract 2A, Block 1, Ysleta Grant and Tract 3B, Block 56, Ysleta Grant, El Paso, El Paso County, Texas from R-F (Ranch-Farm) to C-3 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Ben L. Ivey LTD. Location: 700-900 Blocks of Americas Blvd. ZON05-00055 **(District 6)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]
- 14G.** An Ordinance changing the zoning of all of Lot 17 and the East 6.25 feet of Lot 18, Block 44, Supplemental Map No. 1 of East El Paso, El Paso, El Paso County, Texas from A-3 (Apartment) to C-4 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Antonio Frank San Roman. Location: 3330 Gateway East. ZON05-00056 **(District 8)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]

PUBLIC HEARING WILL BE HELD ON AUGUST 23, 2005 FOR ITEMS 14A – 14G

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

15. MAYOR AND COUNCIL:

Discussion and action on the celebrating a Youth in Government.

[Representative Steve Ortega, (915) 541-4124]

16. APPLICATION FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

Operation Santa Claus to hold a toy delivery parade on December 9, 2005 from 1:00 p.m. to 3:00 p.m. Route: Start at Pleasonton/Chelsea gate, proceed on Chelsea to Paisano, continue on Paisano to St. Vrain, turn left on St. Vrain to Sixth St., turn right on Sixth St. to Florence and finish at the Boys & Girls Club – 801 S. Florence St. Streets blocked will be Sixth St. between Ochoa and Campbell, Florence between Seventh and Fr. Rahm and Ochoa between Seventh and Fr. Rahm. Approximately 150 persons, 25 vehicles will take part and 150 spectators are anticipated. This request includes permission to use amplification (1 amp and 2 speakers). Request waiver of fees for the necessary police traffic assistance for a parade. Signed affidavit submitted.

PERMIT # 05-092 **(Districts 3 and 8)** [SFC James Prim]

NO OBJECTIONS FROM FIRE, SUN METRO, AND TRAFFIC/ENGINEERING. TX-DOT FORM LETTER. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 34 OFFICERS AND 34 VEHICLES. ESTIMATED COST TO CITY: \$532.50; ESTIMATED COST TO APPLICANT: \$3,717.50. THE OFFICE OF BUILDING PERMITS & INSPECTIONS RECOMMENDS APPROVAL.

17. BOND COUNSEL: [Bond Counsel, Paul Braden, (915) 544-9997]

Discussion and action on a Resolution approving and authorizing publication of Notice of Intention to issue Combination Tax and Revenue Certificates of Obligation, Series 2005.

18. CITY ATTORNEY: [City Attorney's Office, Jorge Villegas, (915) 541-4550]

Discussion and action regarding the granting of authority to the City Attorney to file a Motion in Intervention on behalf of the City and to request a hearing in the Public Utility Commission of Texas Petition of El Paso Electric Company For Authority To Increase Fuel Factor and For Fuel Surcharge, Docket No. 31332, SOAH Docket No. 473-05-7660.

19. PURCHASING DEPARTMENT: [Purchasing Department, Ray Heredia, (915) 541-4316]

Request approval for the Director of Purchasing to reject all bids submitted of Solicitation 2005-223, Sale and Collection of Scrap Metals at Six Citizen Drop-Off Sites. Solid Waste Management Department recommends rejecting all bids.

The user department will review this requirement. A new request for bids will be revised and will be issued.

20. PUBLIC HEARINGS – ENGINEERING DEPARTMENT, TRAFFIC DIVISION:

[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

20A. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), of the El Paso Municipal Code, to add a subsection identifying the speed limit as thirty-five miles per hour on Sun Fire Boulevard from Zaragoza Road to Flora Alba Drive. The Penalty as provided in Section 12.84.010 of the El Paso Municipal Code. **(District 6)**

20B. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.010 (Schedule I, one way streets), of the El Paso Municipal Code, to add a subsection identifying Ladrillo Avenue Eastbound from Hudspeth Place to Lee Street as a One Way Street. The Penalty as provided in Section 12.84.010 of The El Paso Municipal Code. **(District 8)**

21. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

21A. An Ordinance granting a Special Privilege to Great Vibe, L.L.C. permitting the encroachment of a sidewalk café onto a portion of public right-of-way located at 209 South El Paso Street. (Annual Fee: \$300.00, SP-05014) **(District 8)**

[Planning Research and Development, Esther Guerrero, (915) 541-4720]

POSTPONED FROM 07/26/05

21B. An Ordinance changing the zoning of the East 60 Feet of Lots 1, 2, and 3, Block 273, Campbell Addition, El Paso, El Paso County, Texas from A-2 (Apartment) to A-O (Apartment-Office). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Barry O. and Barbara Coleman. ZON05-00040 **(District 8)** [Planning, Research and Development, Christina Valles, (915) 541-4930]

- 21C.** An Ordinance granting Special Permit No. ZON05-00039, to allow for a parking reduction on the property described as the East 60 feet of Lots 1, 2, and 3, Block 273, Campbell Addition, El Paso, El Paso County, Texas, pursuant to Section 20.64.175 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Barry O. and Barbara Coleman. ZON05-00039 **(District 8)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]
- 21D.** An Ordinance granting Special Permit No. ZON05-00043, to allow for a Planned Residential Development on a portion of Tract 38, Country Club Place, Southside, El Paso, El Paso County, Texas, pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty is as provided for in Chapter 20.68 of The El Paso Municipal Code. Applicant: Frank and Catherine Clausen. ZON05-00043 **(District 8)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]
- 21E.** An Ordinance granting Special Permit No. ZON05-00044 to satisfy parking requirements for Parcel 1, described as Lots 11-20, Block 220, Campbell Addition, El Paso, El Paso County, Texas, by allowing off-street parking on Parcel 2, Described as all of Lots 1-4 and the West 10.5 Feet of Lot 5, Block 220, Campbell Addition, pursuant to Section 20.42.040 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Horak Development III, LLC. ZON05-00044 **(District 8)**
[Planning, Research and Development, Christina Valles, (915) 541-4930]
- 21F.** An Ordinance granting Special Permit No. ZON05-00046, to allow for a Planned Residential Development on Tract 6-C-1, Block 4, Upper Valley Surveys, El Paso, El Paso County, Texas, pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Applicant: Mountain Vista Builders, Inc. ZON05-00046 **(District 8)** [Planning, Research and Development, Christina Valles, (915) 541-4930]
- 22. PUBLIC HEARING – PURCHASING:** [Purchasing Department, Byron Johnson, (915) 541-4308]
- An Ordinance authorizing the City Manager to sign a Contract of Sale and any other necessary documents between the City of El Paso and the County of El Paso, El Paso, Texas which will allow for the City to convey property commonly known as 211 and 325 Shelter Place, El Paso, El Paso County, Texas, including the improvements thereon.
POSTPONED FROM 07/05/05
- 23. CITY MANAGER:** [Deputy City Manager, William Studer, (915) 541-4011]
- City Manager's report of current events and issues:
- Quarterly Financial Report, 3rd Quarter, to Council.
- 24.** The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 24A.** Litigation against Asarco to collect the costs of remediating properties in and around the El Paso metals site. (551.071) POSTPONED FROM 07/26/05
[City Attorney's Office, James A. Martinez, (915) 541-4550]
- 24B.** ASARCO Incorporated Air Quality Permit No. 20345; TCEQ, Docket No. 2004-0049-AIR. (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]
POSTPONED FROM 07/26/05
- 24C.** ASARCO Particulate Reduction Contract. (551.071)
[City Attorney's Office, James A. Martinez, (915) 541-4550] POSTPONED FROM 07/26/05
- 24D.** In the Matter of a Court of Inquiry Cecilio Soto, Cause No. 20040D01555 (551.071) [City Attorney's Office, James A. Martinez, (915) 541-4550]
POSTPONED FROM 07/26/05

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov>